

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 15TH JANUARY 2007 / 25TH PAUSHA 1928

WP(C).No. 1570 of 2007(J)

PETITIONER:

1. N.K.SASIDHARAN, S/O.KESAVAN, AGED 41,
NELLIPARAMBU VEEDU, KOTTAYI P.O.
2. C.M.SASIDHARAN, S/O.MURUGAN EZHUTHACHAN,
AGED 39, CHERUKULANGARA, CHENNAGAD P.O.
3. O.M.VIJAYAKUMARI, W/O.NARAYANAN,
AGED 40, AAKKAPARAMBU, CHENNAGAD P.O.

BY ADV. SRI.S.B.PREMACHANDRA PRABHU

RESPONDENTS:

1. THE SECRETARY, KOTTAI GRAMA PANCHAYATH,
KOTTAYI, PALAKKAD DISTRICT.
2. THE PRESIDENT, KOTTAI GRAMA PANCHAYATH,
KOTTAYI, PALAKKAD DISTRICT.
3. KARTHIYANI, D/O.AANDY, VANIPARAMBU,
VAROD, KOTTAYI, PALAKKAD DISTRICT.
4. LAKSHMANAN, S/O.BHASKARAN,
KOTTAKKAL VEEDU, CHENNAGAD, KOTTAYI,
PALAKKAD DISTRICT.
5. MANICKAN, S/O.PAARU, KUNNIPARAMBU,
KOTTAYI, PALAKKAD DISTRICT.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 15/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C.KURIAKOSE, J.

W.P.(C)NO.1570 of 2007

Dated this 15th day of January, 2007

JUDGMENT

I do not propose to go into the merits of the matter. The grievance of the petitioners who are elected councilors of Kottayi Grama Panchayat is that respondents 1 and 2 (Secretary and the President of the Panchayat) have prepared beneficiary lists for payment of subsidy under the scheme called "Kerala Vikasana Padhathi 2006 – 2007" in gross violation of the applicable norms. It is alleged that the list presently prepared is the result of corruption. I am of the view that petitioners should seek their remedies from the Ombudsman for Local Self Government Institutions.

2. I relegate the petitioners to their remedies before the Ombudsman for Local Self Government Institutions. However, in view of the assertion of the learned counsel for the petitioners that actual release of the benefits have not been made to respondents 3 to 5, there will be a direction that in

pursuance of Exts.P2 to P4, payments will not be made for a period of one month from today. It is open the petitioners to file necessary application before the Ombudsman for the Local Self Government Institutions to have an early disposal of the complaint to be submitted by them. I am sure that the Ombudsman will pass appropriate orders on that application.

PIUS C.KURIAKOSE
Judge

dpk